IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

WP(C).No. 27166 of 2007(H)

PETITIONER:

DR.A.MARTHANDA PILLAI,
CHAIRMAN AND MANAGING DIRECTOR,
ANANTHAPURAI HOSPITALS AND RESEARCH INSTITUTE,
CHACKA, N.H.BYE PASS, THIRUVANANTHAPURAM.

BY ADV. SRI.P.K.SURESH KUMAR
SMT.S.SUJA

RESPONDENTS:

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1. THE STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF HEALTH & FAMILY WELFARE,
THIRUVANANTHAPURAM.

2. KERALA NURSES AND MIDWIVES COUNCIL,
REPRESENTED BY ITS REGISTRAR,
RED CROSS ROAD, THIRUVANANTHAPURAM.

3. KERALA LOK AYUKTA, REPRESENTED BY ITS
REGISTRAR, THIRUVANANTHAPURAM.

4. T.K.SARALA BAI, 89 VISHAKH,
CHEMPAKA NAGAR, OOTTUKUZHI,
THIRUVANANTHAPURAM.

5. KOCHU THRESSIAMMA THOMAS,
TC 11/801, B5 KRISHNA NAGAR,
PATTOM P.O., THIRUVANANTHAPURAM.

6. VALSA K.PANICKER, KARUNYAM SANGEETHA
NAGAR, PANAKAPARA P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.N.RAGHURAJ, SC, TCMC & KNMC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19/09/2007, ALONG WITH WPC NO. 27297 OF 2007 THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) Nos. 27166 & 27297 OF 2007
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Dated this the 19th September, 2007

J U D G M E N T

The petitioners in these cases have applied for sanctioning nursing institutions. Although their applications have been received by the Kerala Nursing Council, they have not considered these applications or conduct inspections in view of certain orders passed by the Kerala Lok Ayukta. Various cases have been disposed of by this Court holding that the orders passed by the Lok Ayukta need not stand in the way of the Nursing Council exercising its statutory powers. Accordingly, these writ petitions are also disposed of directing the Nursing Council to consider the applications filed by the petitioners, take decisions thereon and pass final orders, after complying with the formalities in that behalf. For this purpose the orders passed by the Kerala Lok Ayukta in Complaint

Nos. 1958/05 and 872/07 need not stand in its way. The writ petitions are disposed of as above.

ANTONY DOMINIC
JUDGE

jan/-